

#02

IN THE UNITED STATES BANKRUPTCY COURT FOR
THE DISTRICT OF PUERTO RICO

IN THE MATTER OF:

ORTIZ FIGUEROA, NEMESIO

582-33-3000

Debtor(s)

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: CASE NO. 00-09901 ESL
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Chapter 7 FILED & ENTERED

DEC 15 2000

CLERK
U.S. BANKRUPTCY COURT
SAN JUAN, PUERTO RICO

DISCHARGE OF DEBTOR

It appearing that the debtor is entitled to a discharge, IT IS
ORDERED: The debtor is granted a discharge under section 727 of title 11,
United States Code, (the Bankruptcy Code).

San Juan, Puerto Rico, this 14th day of December, 2000.

BY THE COURT



Enrique S. Lamoutte
United States Bankruptcy Judge

cc: all creditors

ELBA CARRASCO
DEPUTY CLERK

DEC 15 2000

SEE THE BACK OF THIS ORDER FOR IMPORTANT INFORMATION.

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EXPLANATION OF BANKRUPTCY DISCHARGE IN A CHAPTER 7 CASE

00 4901

This court order grants a discharge to the person named as the debtor. It is not a dismissal of the case and it does not determine how much money, if any, the trustee will pay to creditors.

Collection of Discharged Debts Prohibited

The discharge prohibits any attempt to collect from the debtor a debt that has been discharged. For example, a creditor is not permitted to contact a debtor by mail, phone, or otherwise, to file or continue a lawsuit, to attach wages or other property, or to take any other action to collect a discharged debt from the debtor. [In a case involving community property:] [There are also special rules that protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.] A creditor who violates this order can be required to pay damages and attorney's fees to the debtor.

However, a creditor may have the right to enforce a valid lien, such as a mortgage or security interest, against the debtor's property after the bankruptcy, if that lien was not avoided or eliminated in the bankruptcy case. Also, a debtor may voluntarily pay any debt that has been discharged.

Debts That are Discharged

The chapter 7 discharge order eliminates a debtor's legal obligation to pay a debt that is discharged. Most, but not all, types of debts are discharged if the debt existed on the date the bankruptcy case was filed. (If this case was begun under a different chapter of the Bankruptcy Code and converted to chapter 7, the discharge applies to debts owed when the bankruptcy case was converted.)

Debts that are Not Discharged.

Some of the common types of debts which are not discharged in a chapter 7 bankruptcy case are:

- a. Debts for most taxes;
- b. Debts that are in the nature of alimony, maintenance, or support;
- c. Debts for most student loans;
- d. Debts for most fines, penalties, forfeitures, or criminal restitution obligations;
- e. Debts for personal injuries or death caused by the debtor's operation of a motor vehicle while intoxicated;
- f. Some debts which were not properly listed by the debtor;
- g. Debts that the bankruptcy court specifically has decided or will decide in this bankruptcy case are not discharged;
- h. Debts for which the debtor has given up the discharge protections by signing a reaffirmation agreement in compliance with the Bankruptcy Code requirements for reaffirmation of debts.

This information is only a general summary of the bankruptcy discharge. There are exceptions to these general rules. Because the law is complicated, you may want to consult an attorney to determine the exact effect of the discharge in this case.

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Case: 00-09901ESLUser: VAP
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D ORTIZ FIGUEROA, NEMESIO, PO BOX RR 1 6164, GUAYAMA, PR 00784
AUTORIDAD DE ENERGIA ELECTRICA, PO BOX 4267, SAN JUAN, PR 00936
CAMARA DE COMERCIANTES MAYORISTAS, PO BOX 195337, HATO REY STA, SAN JUAN, PR 00919-5337
+DEPARTAMENTO DE HACIENDA, PO BOX 9024140 OFICINA 424-B, SAN JUAN, PR 00902
DEPT JUSTICE-FEDERAL LITIGATION, PO BOX 9020192, SAN JUAN, PR 00902-0192
OFFICE OF THE US TRUSTEE, F DEGETAU FEDERAL BLDG ROOM 638, 150 CHARDON AVE, SAN JUAN, PR 00918
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SAN JUAN, PR 00918
STATE INSURANCE FUND, HECTOR R. DIAZ GONZALEZ, ESQ., PO BOX 365028, SAN JUAN, PR 00936-5028
1 COMMOLOCO, PO BOX 363769, SAN JUAN, PR 00936-3769
2 ISLAND FINANCE, PO BOX 195369, HATO REY, PR 00919-5369
3 PITUSA, PO BOX 839 HATO REY STATION, SAN JUAN, PR 00919
4 WESTERN AUTO, PO BOX 51984, TOA BAJA, PR 00950-1984

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I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Service and that it is true and correct to the best of my information and belief.

Date: Dec 20, 2000

Signature:

